



CITY OF MEMPHIS

COUNCIL AGENDA

March 15, 2016

Public Session Tuesday, 3:30 p.m.

Council

Chambers, First Floor, City Hall
125 North Main Street
Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (March 1, 2016)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS (None)

PUBLIC HEARING (None)

DIVISION OF PLANNING AND DEVELOPMENT

1. RESOLUTION approving a special use permit located on the northeast side of Sycamore View Road; +/-611 feet northwest of Shelby Oaks Drive, containing 10.38 acres in the Conservation Agriculture (CA), Commercial Mixed Use (CMU-3) and Flood Plain (FP)
Colvett
Chairman,

Applicant: Harold E. Ford, Sr.
JPA, Inc.-John Jackson III, ASLA – Representative

March 15, 2016

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Request: Special permit to allow above ground mausoleum/crypts of granite for interment for a columbarium and memorial garden

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

2. RESOLUTION approving a street dedication located south of U.S. Hwy 64 at the southern terminus of Roland Road, containing 0.82 acre (35,720 sq. ft.) in the Rural, undedicated roadbed in Conservation Agricultural (CA) District. This resolution is sponsored by the Office of Planning & Development.

Case No. SD 16-01

Colvett

Chairman,

Planning &

Zoning

Committee

Applicant: First Alliance Bank
SR Consulting, LLC – Representative

Request: Dedicate right-of-way 50 feet in width and 625 feet in length for an extension of Roland road at the southern terminus of an existing public roadway

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

3. RESOLUTION approving a special use permit located at 235 Union Avenue, containing 1.28 acres in the Sports and Entertainment (SE) District. This resolution is sponsored by the Office of Planning & Development.

Case No. SUP 16-02

Colvett

Chairman,

Planning &

Zoning

Committee

Applicant: Mr. Nitinkumar Patel
Solomito Land Planning – Representative

Request: To allow a six (6) story hotel with 115 rooms

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

4. RESOLUTION approving a special use permit located at 195 Union Avenue, containing
Colvett 1.68 acres in the Sports and Entertainment (SE) District. This resolution is sponsored by
Chairman, the Office of Planning & Development.

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Planning &
Zoning Committee

Case No. SUP 16-03

Applicant: Mr. Nitinkumar Patel
Solomito Land Planning – Representative

Request: To allow a seven (7) story hotel with 143 rooms

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

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CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING_ (None)

GENERAL ORDINANCES - SECOND READING

5. **ORDINANCE** amending Chapter 25 of the City of Memphis Code of Ordinances, Governing the City Pension System, up for S E C O N D reading. Ordinance No. 5611 is sponsored by Councilman Spinosa.

Spinosa
Chairman,
Personnel,
Intergovernmental
& Annexation
Committee

ACTION REQUESTED: Adopt the ordinance on Second reading

6. **ORDINANCE** amending Chapter 21, Article VII of the City of Memphis, Code of Ordinances by Amending Section 21-248, Memphis Police Central Records Charges

Morgan

Chairman,
Public Safety
& Homeland
Security Committee

and Fees, up for S E C O N D reading. Ordinance No. 5612 is sponsored by Police Services.

ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCE - FIRST READING

7. **ORDINANCE** rezoning the east side of Prescott Rd., 733' north of Raines Road, containing 5.0 acres in the R-8 District, up for F I R S T reading. This ordinance is sponsored by the Office of Planning & Development.

Colvett
Chairman,
Planning &
Zoning
Committee

Case No. Z 16-01
Ordinance No. 5613

Applicant: Delta Wholesale Liquors, Inc.
Terry Searcy – Representative

Request: Re-zone from R-8 (Single-family Residential) to EMP
(Employment) District

March 15, 2016

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LUCB and OPD recommendation: Property be rezoned from R-8 to EMP

ACTION REQUESTED: Adopt the ordinance on First reading

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING (None)

NOTATION FROM OPD

8. **NOTATION** from the Land Use Control Board that the following case was heard and recommendation made requesting a date of public hearing:

A. Case No. PD 15-327 – PARKSIDE AT SHELBY FARMS PLANNED DEVELOPMENT

Located on the northwest corner of Whitten Road and Mullins Station Road, containing 54.98 acres in the Residential Single Family (R-8) District and governed by Westchester Square Planned Development (P.D. 93-335)

Applicant: DB Development Company
Solomito Land Planning – Representative

Request: Planned development to allow garden-style and mid-rise apartments with professional and medical offices, including



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FISCAL CONSENT AGENDA

9. RESOLUTION accepting a donation in the amount of \$2,640.00 from the 100 Club of Memphis, for the Division of Police Services. This resolution is sponsored by Police Services.

Morgan
Chairman,
Public Safety
& Homeland
Security Committee

ACTION REQUESTED: Adopt the resolution

10. RESOLUTION accepting a donation of (3) SkyCop Camera Solutions, compatible with existing MPD equipment, in the amount of \$23,509.14, from the Memphis/Shelby County Law Enforcement Foundation. The money is being raised by the residents of Hedgemoor Neighborhood. The cameras will be placed at Eastland and Minden Road, Walnut Grove and Saint Andrews Fairway and Goodlett/Graham and Minden Road. Through the agreement with SkyCop , Inc., we will purchase the security surveillance system with a 1-year warranty. This resolution is sponsored by Police Services.

Morgan
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Adopt the resolution



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MLGW FISCAL CONSENT

11. RESOLUTION approving Change No. 18 to Contract No. 10705, Oracle Software License and Service, with Oracle America Corporation, in the funded amount of \$1,681,412.14. (This change is to renew annual software maintenance, support services, and licenses for the following Service Contract Numbers: 1477055, 1977545, 2305258, 3109761, 3877168, 4874182, 5420732, and 5929560 covering the period April 29, 2016 through April 28, 2017. This renewal also includes the addition of an annual subscription to Oracle Talent Acquisition in the amount of \$38,577.60 for a total funded amount of \$1,618,412.14.)
12. RESOLUTION awarding Contract No. 11780, Waste Management Services, to Veolia ES Technical Solutions, LLC, in the funded amount, not-to-exceed \$150,000.00.
13. RESOLUTION awarding a contract to APFELBAUM Industrial, Inc., for the purchase of a transformer oil purification system, in the amount of \$414,100.00.
14. RESOLUTION approving Change No. 4 to Contract No. 11498, Internet Service Provider, with Windstream Communications, in the funded amount of \$27,600.00. (This change is to renew current contract for the second and final renewal term for the period covering May 1, 2016 through April 30, 2017, with no increase from the previous year.)
15. RESOLUTION awarding Engineered Sealing Components, LLC, for submersible pumps, in the amount of \$219,380.00.
16. RESOLUTION awarding a thirty-six month contract to Elster American Meter Co., LLC, for gas regulators, in the amount of \$579,730.88.
17. RESOLUTION awarding a contract to Universal Scaffold and Equipment, LLC, for water meter vaults and lids, in the amount of \$485,450.00.
18. RESOLUTION awarding a thirty-six month contract to Three Point Graphics, for the purchase of utility bill paper, in the estimated amount of \$280,670.89.

limited ground floor commercial land uses

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE: April 5, 2016

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REGULAR AGENDA

GENERAL ORDINANCE – THIRD AND FINAL READING

19. **ORDINANCE** to amend Chapter 2, Code of Ordinances of the City of Memphis, so as to establish Community Advisory Councils, up for T H I R D and F I N A L reading. Ordinance No. 5557 is sponsored by Councilman Ford. (Held from 8/19; 9/16; 10/21; 11/18; 12/16; 1/20; 2/3; 2/17; 3/17; 4/21; 5/5; 6/2; 6/23; 7/21; 10/20; 12/15; 3/1).

Brown
Chairman,
Housing &
Community
Development
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

20. RESOLUTION requesting the approval of the sale of City owned surplus property acquired for the use and benefit of the Division of Housing and Community Development by the City of Memphis by Warranty Deed recorded as instrument #KL1911, located at 2479 Brooklyn in Memphis, Shelby County, Tennessee and further described as Parcel 061014 0001. The amount is \$3,000.00. This resolution is sponsored by General Services.

Brown
Chairman,
Housing &
Community
Development

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

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INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES

21. RESOLUTION seeking acceptance of (3) SkyCop Camera Solutions, compatible with

Morgan
Chairman,
Public Safety
& Homeland
Security
Committee

existing MPD equipment. The money is being raised by the residents of River Oaks Neighborhood. The cameras will be placed at Oak River & Massey, Ripplebrook & East Shady Grove and River View & East Shady Grove. The amount of the donation is \$25,407.16. Through the agreement with SkyCop, Inc., we will purchase the security surveillance system with a 1-year warranty. All (3) cameras are being donated by the Memphis/Shelby County Law Enforcement Foundation. This resolution is sponsored by Police Services.

ACTION REQUESTED: Adopt the resolution

22.

Morgan
Chairman,
Public Safety &
Homeland Security
Committee

RESOLUTION accepting grant funds in the amount of \$379,738.00 from Shelby County Government. This resolution is sponsored by Police Services.

ACTION REQUESTED: Adopt the resolution

DIVISION OF PUBLIC WORKS

23.

Hedgepeth
Chairman,
Public Works
Transportation
& General
Services
Committee

RESOLUTION authorizing the execution, delivery and performance schedule to the master lease between Banc of America Public Capital Corp and the City of Memphis, not to exceed \$2,000,000.00. This authorization extends to the acquisition and delivery of 96-gallon recycle carts by Solid Waste Management Department to expand its curbside recycling program. This resolution is sponsored by Public Works Division.

ACTION REQUESTED: Adopt the resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

24. **ORDINANCE** amending Ordinance No. 5595, Title V, Chapters 20 and 40, of the
Consent Memphis Municipal Code to revise the definitions of “Hotel” and “Transient” and
Section 5-40-5 Funding, up for F I R S T reading. Ordinance No. 5614 is sponsored
by Finance Division.

ACTION REQUESTED: Adopt the ordinance on First reading

25. RESOLUTION seeking acceptance for donations of (2) SkyCop Integrated Camera
Morgan Enclosure System w/ (2) flashing blue lights, MPD/Skycop Logos, (2) Fixed 2.1MP
Chairman, bullet cameras, DVR w/4TB storage, Power & Surge Protection, 4G LTE Embedded
Public Safety Sim Car Wireless Broadband router, (1) SkyCop® License Plate Readers with software
& Homeland license for use on Goodway Lane, (2) MLGW Pole Permits and (6) MPD Air Card
Security Donation for three years. The cumulative total of the complete donation has an
Committee estimated value of (\$24,592.74) after installation, \$8,296.37 for location W. Cherry &
Tuckahoe and \$16,296.37 for location Goodway Lane. The donor is the Memphis/
Shelby County Law Enforcement Foundation. This resolution is sponsored by
Police Services.

ACTION REQUESTED: Adopt the resolution

26. RESOLUTION accepting and appropriating an additional \$2,400.00 from the
Colvett Tennessee Historical Commission for travel, registration and hotel for 5 or more
Chairman, Memphis Landmark Commissioners to attend the 2016 National Alliance for
Planning & Preservation Commissions (NAPC) by-annual Forum. This resolution is sponsored
Zoning by the Office of Planning and Development.
Committee

ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Approved
2. Held until June 21, 2016
3. Through 7 – Approved
8. Public Hearing Set for April 19, 2016
9. Through 18 – Approved
19. Dropped
20. Through 26 – Approved

ACTION TAKEN BY COUNCIL ON THE MINUTES OF MARCH 1, 2016 MEETING

Approved

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ACTION TAKEN BY COUNCIL ON THE MINUTES OF ITEM #25 FROM TONIGHT'S MEETING

Approved